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03-03-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #64

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

AFX, INC.,

Petitioner,

v.

PACESETTER, INC.,

Registrant.

Cancellation No. 92041464

Registration No. 2,515,322

Mark: **INTEGRITY AFX**

Attorney Reference: 40027-187127

ANSWER TO PETITION FOR CANCELLATION

Sir:

Registrant, Pacesetter, Inc., through its counsel, hereby Answers the Petition for

Cancellation as follows:

Registrant denies each and every allegation of the Petition for Cancellation unless otherwise admitted or responded to as follows:

1. Answering paragraph 1 of the Petition, Registrant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 1 of the Petition, and therefore denies the same.
2. Answering paragraph 2 of the Petition, Registrant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 2 of the Petition, and therefore denies the same.
3. Answering paragraph 3 of the Petition, Registrant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 3 of the Petition with regard to

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priority of use, and therefore denies the same. With regard to the remaining allegations in paragraph 3, Registrant denies same.

4. Registrant denies the allegations of paragraph 4 of the Petition.
5. Registrant denies the allegations of paragraph 5 of the Petition.
6. Registrant denies the allegations of paragraph 6 of the Petition.
7. Answering paragraph 7 of the Petition, Registrant admits the allegations with regard to the owner of the registration, but denies that it is a subsidiary of St. Jude Medical.
8. Registrant denies the allegation of paragraph 8 of the Petition.

WHEREFORE, Registrant prays that the Petition for Cancellation be denied, that this action be dismissed with prejudice.

Respectfully submitted,

By:



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Attorney for Registrant,
Pacesetter, Inc.

Date: March 3, 2003

CERTIFICATE OF SERVICE

The undersigned, attorney for Registrant, hereby certifies that a copy of the foregoing
ANSWER TO PETITION FOR CANCELLATION was sent by first class mail, postage prepaid,
this 3rd day of March, 2003 to the following:

Michael L. Louie
Beyer, Weaver & Thomas, LLP
P.O. Box 778
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Marcia A. Auburger